



Journal of the House

State of Indiana

115th General Assembly

First Regular Session

Forty-third Meeting Day

Thursday Morning

April 12, 2007

The House convened at 10:00 a.m. with Speaker B. Patrick Bauer in the Chair.

The Speaker read a prayer for guidance and insight (printed January 8, 2007).

The Pledge of Allegiance to the Flag was led by Representative Phil Hoy.

The Speaker ordered the roll of the House to be called:

| | |
|--------------------|-------------|
| Austin ☐ | Klinker |
| Avery | Knollman |
| Bardon | Koch |
| Battles | Kuzman |
| Behning | L. Lawson |
| Bell | Lehe |
| Bischoff | Leonard |
| Borders | Lutz |
| Borror | Mays ☐ |
| Bosma | McClain |
| C. Brown ☐ | Micon |
| T. Brown | Moses ☐ |
| Buck | Murphy |
| Buell ☐ | Neese |
| Burton | Niezgodski |
| Candelaria Reardon | Noe |
| Cheatham | Orentlicher |
| Cheney | Oxley |
| Cherry | Pelath |
| Cochran | Pflum |
| Crawford | Pierce |
| Crooks | Pond |
| Crouch | Porter |
| Davis | Reske |
| Day | Richardson |
| Dembowski | Ripley |
| Denbo ☐ | Robertson |
| Dermody | Ruppel ☐ |
| Dickinson | Saunders |
| Dobis | M. Smith |
| Dodge | V. Smith ☐ |
| Duncan | Soliday |
| Dvorak | Stemler |
| Eberhart | Stevenson |
| Elrod | Stilwell |
| Espich | Stutzman ☐ |
| Foley | Summers |
| Friend | Thomas |
| Frizzell | Thompson |
| Fry | Tincher |
| GiaQuinta | Torr |
| Goodin | Turner |
| Grubb | Tyler |
| Gutwein ☐ | Ulmer |
| E. Harris | VanHaften ☐ |
| T. Harris | Walorski |
| Herrell | Welch |
| Hinkle | Whetstone |
| Hoy | Wolkins ☐ |
| Kersey | Mr. Speaker |

Roll Call 527: 88 present; 12 excused. The Speaker announced a quorum in attendance. [NOTE: ☐ indicates those who were excused.]

HOUSE MOTION

Mr. Speaker: I move that when we do adjourn, we adjourn until Monday, April 16, 2007, at 1:30 p.m.

TYLER

Motion prevailed.

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the Senate has passed Engrossed House Bills 1001, 1042, 1046, 1347, 1376, 1382, 1386, 1406, 1410, 1425, 1478, 1503, 1510, 1566, 1568, 1608, 1633, 1647, 1739, 1804, 1811, 1821, and 1824 with amendments and the same are herewith returned to the House for concurrence.

MARY C. MENDEL

Principal Secretary of the Senate

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the Senate has passed, without amendments, Engrossed House Bills 1012, 1391, 1477, and 1623 and the same are herewith returned to the House.

MARY C. MENDEL

Principal Secretary of the Senate

MESSAGE FROM THE SENATE

Mr. Speaker: I hereby transmit Senate Enrolled Acts 114, 123, 180, 181, 208, 316, and 357 for signature of the Speaker of the House.

MARY C. MENDEL

Principal Secretary of the Senate

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the Senate has not concurred in House amendments to Engrossed Senate Bill 48 and the President Pro Tempore has appointed the following Senators a conference committee to meet and confer with a like committee of the House on said bill, and to report thereon:

Conferees: Zakas, Chair; and Broden

Advisors: M. Young and Bray

MARY C. MENDEL

Principal Secretary of the Senate

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the Senate has not concurred in House amendments to Engrossed Senate Bill 56 and the President Pro Tempore has appointed the following Senators a conference committee to meet and confer with a like committee of the House on said bill, and to report thereon:

Conferees: Lubbers, Chair; and Sipes
 Advisors: Ford and Errington

MARY C. MENDEL
 Principal Secretary of the Senate

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the Senate has not concurred in House amendments to Engrossed Senate Bill 105 and the President Pro Tempore has appointed the following Senators a conference committee to meet and confer with a like committee of the House on said bill, and to report thereon:

Conferees: Kenley, Chair; and Lanane
 Advisors: Errington and Drozda

MARY C. MENDEL
 Principal Secretary of the Senate

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the Senate has not concurred in House amendments to Engrossed Senate Bill 154 and the President Pro Tempore has appointed the following Senators a conference committee to meet and confer with a like committee of the House on said bill, and to report thereon:

Conferees: Gard, Chair; and Tallian
 Advisors: Hershman and Errington

MARY C. MENDEL
 Principal Secretary of the Senate

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the Senate has not concurred in House amendments to Engrossed Senate Bill 171 and the President Pro Tempore has appointed the following Senators a conference committee to meet and confer with a like committee of the House on said bill, and to report thereon:

Conferees: Delph, Chair; and Simpson
 Advisors: Paul and Lewis

MARY C. MENDEL
 Principal Secretary of the Senate

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the Senate has not concurred in House amendments to Engrossed Senate Bill 205 and the President Pro Tempore has appointed the following Senators a conference committee to meet and confer with a like committee of the House on said bill, and to report thereon:

Conferees: Gard, Chair; and Hume
 Advisors: Bray and Lanane

MARY C. MENDEL
 Principal Secretary of the Senate

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the Senate has not concurred in House amendments to Engrossed Senate Bill 206 and the President Pro Tempore has appointed the following Senators a conference committee to meet and confer with a like committee of the House on said bill, and to report thereon:

Conferees: Gard, Chair; and Rogers
 Advisors: Kruse, Hershman, Deig, and Hume

MARY C. MENDEL
 Principal Secretary of the Senate

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the Senate has not concurred in House amendments to Engrossed Senate Bill 250 and the President Pro Tempore has appointed the following Senators a conference committee to meet and confer with a like committee of the House on said bill, and to report thereon:

Conferees: Jackman, Chair; and R. Young
 Advisors: Gard and Hume

MARY C. MENDEL
 Principal Secretary of the Senate

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the Senate has not concurred in House amendments to Engrossed Senate Bill 267 and the President Pro Tempore has appointed the following Senators a conference committee to meet and confer with a like committee of the House on said bill, and to report thereon:

Conferees: Bray, Chair; and Broden
 Advisors: Boots, Walker, Lanane, and Tallian

MARY C. MENDEL
 Principal Secretary of the Senate

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the Senate has not concurred in House amendments to Engrossed Senate Bill 270 and the President Pro Tempore has appointed the following Senators a conference committee to meet and confer with a like committee of the House on said bill, and to report thereon:

Conferees: Heinold, Chair; and Lewis
 Advisors: Weatherwax, Hershman,
 R. Young, and Skinner

MARY C. MENDEL
 Principal Secretary of the Senate

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the Senate has not concurred in House amendments to Engrossed Senate Bill 287 and the President Pro Tempore has appointed the following Senators a conference committee to meet and confer with a like committee of the House on said bill, and to report thereon:

Conferees: Kenley, Chair; and Hume
 Advisors: Dillon and Skinner

MARY C. MENDEL
 Principal Secretary of the Senate

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the Senate has not concurred in House amendments to Engrossed Senate Bill 292 and the President Pro Tempore has appointed the following Senators a conference committee to meet and confer with a like committee of the House on said bill, and to report thereon:

Conferees: Landske, Chair; and Rogers
 Advisors: C. Lawson and Sipes

MARY C. MENDEL
 Principal Secretary of the Senate

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the Senate has not concurred in House amendments to Engrossed Senate Bill 328 and the President Pro Tempore has

appointed the following Senators a conference committee to meet and confer with a like committee of the House on said bill, and to report thereon:

Conferees: C. Lawson, Chair; and Sipes
Advisors: Landske and Breaux

MARY C. MENDEL
Principal Secretary of the Senate

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the Senate has not concurred in House amendments to Engrossed Senate Bill 330 and the President Pro Tempore has appointed the following Senators a conference committee to meet and confer with a like committee of the House on said bill, and to report thereon:

Conferees: C. Lawson, Chair; and Rogers
Advisors: Lubbers and Mrvan

MARY C. MENDEL
Principal Secretary of the Senate

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the Senate has not concurred in House amendments to Engrossed Senate Bill 480 and the President Pro Tempore has appointed the following Senators a conference committee to meet and confer with a like committee of the House on said bill, and to report thereon:

Conferees: Wyss, Chair; and Rogers
Advisors: Delph, Boots, Breaux, and Simpson

MARY C. MENDEL
Principal Secretary of the Senate

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the Senate has not concurred in House amendments to Engrossed Senate Bill 500 and the President Pro Tempore has appointed the following Senators a conference committee to meet and confer with a like committee of the House on said bill, and to report thereon:

Conferees: Kenley, Chair; and Mrvan
Advisors: Dillon, Skinner, Wyss, and Simpson

MARY C. MENDEL
Principal Secretary of the Senate

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the Senate has not concurred in House amendments to Engrossed Senate Bill 503 and the President Pro Tempore has appointed the following Senators a conference committee to meet and confer with a like committee of the House on said bill, and to report thereon:

Conferees: Miller, Chair; and Simpson
Advisors: Becker and Errington

MARY C. MENDEL
Principal Secretary of the Senate

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the Senate has not concurred in House amendments to Engrossed Senate Bill 504 and the President Pro Tempore has appointed the following Senators a conference committee to meet and confer with a like committee of the House on said bill, and to report thereon:

Conferees: Miller, Chair; and Sipes
Advisors: Kenley, C. Lawson, Hume, and Simpson

MARY C. MENDEL
Principal Secretary of the Senate

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the Senate has not concurred in House amendments to Engrossed Senate Bill 520 and the President Pro Tempore has appointed the following Senators a conference committee to meet and confer with a like committee of the House on said bill, and to report thereon:

Conferees: M. Young, Chair; and Skinner
Advisors: Bray and Sipes

MARY C. MENDEL
Principal Secretary of the Senate

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the Senate has not concurred in House amendments to Engrossed Senate Bill 566 and the President Pro Tempore has appointed the following Senators a conference committee to meet and confer with a like committee of the House on said bill, and to report thereon:

Conferees: Dillon, Chair; and Mrvan
Advisors: Miller and Simpson

MARY C. MENDEL
Principal Secretary of the Senate

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the Senate has passed Senate Concurrent Resolution 86 and the same is herewith transmitted to the House for further action.

MARY C. MENDEL
Principal Secretary of the Senate

The House recessed until the fall of the gavel.

RECESS

The House reconvened at 11:50 a.m. with the Speaker in the Chair.

MOTIONS TO CONCUR
IN SENATE AMENDMENTS

HOUSE MOTION

Mr. Speaker: I move that the House concur in the Senate amendments to Engrossed House Bill 1033.

HOY

Roll Call 528: yeas 70, nays 10. Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that the House concur in the Senate amendments to Engrossed House Bill 1037.

MICON

Roll Call 529: yeas 84, nays 0. Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that the House concur in the Senate amendments to Engrossed House Bill 1065.

MICON

Roll Call 530: yeas 85, nays 0. Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that the House concur in the Senate amendments to Engrossed House Bill 1075.

DAY

Roll Call 531: yeas 87, nays 0. Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that the House concur in the Senate amendments to Engrossed House Bill 1214.

PIERCE

Roll Call 532: yeas 84, nays 0. Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that the House concur in the Senate amendments to Engrossed House Bill 1324.

CROOKS

Roll Call 533: yeas 87, nays 0. Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that the House concur in the Senate amendments to Engrossed House Bill 1335.

STILWELL

Roll Call 534: yeas 86, nays 0. Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that the House concur in the Senate amendments to Engrossed House Bill 1387.

L. LAWSON

Roll Call 535: yeas 85, nays 0. Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that the House concur in the Senate amendments to Engrossed House Bill 1489.

CHENEY

Roll Call 536: yeas 85, nays 0. Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that the House concur in the Senate amendments to Engrossed House Bill 1595.

DOBIS

Roll Call 537: yeas 87, nays 0. Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that the House concur in the Senate amendments to Engrossed House Bill 1654.

DEMBOWSKI

Roll Call 538: yeas 81, nays 0. Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that the House concur in the Senate amendments to Engrossed House Bill 1693.

COCHRAN

Roll Call 539: yeas 87, nays 0. Motion prevailed.

The House recessed until the fall of the gavel.

RECESS

The House reconvened at 3:55 p.m. with the Speaker in the Chair.

CONFEREES AND ADVISORS APPOINTED

The Speaker announced the appointment of Representatives to conference committees on the following Engrossed Senate Bills:

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|---------|---|
| ESB 9 | Conferees: Moses and Frizzell Advisors: V. Smith, Pond, and Soliday |
| ESB 56 | Conferees: Goodin and Behning Advisors: V. Smith, Battles, Thompson, and Dermody |
| ESB 94 | Conferees: VanHaaften and Foley Advisors: Dembowski and Turner |
| ESB 103 | Conferees: Stilwell and Koch Advisors: Battles and Buck |
| ESB 105 | Conferees: Austin and Soliday Advisors: Niezgodski, Bosma, and Davis |
| ESB 128 | Conferees: Tyler and Buell Advisors: Kuzman and Leonard |
| ESB 154 | Conferees: Dvorak and Wolkins Advisors: Hoy and Eberhart |
| ESB 157 | Conferees: Austin and Richardson Advisors: GiaQuinta and Saunders |
| ESB 192 | Conferees: Porter and Behning Advisors: Candelaria Reardon and Hinkle |
| ESB 193 | Conferees: C. Brown and T. Brown Advisors: Hoy and Lehe |
| ESB 205 | Conferees: Dvorak and Wolkins Advisors: Robertson and Neese |
| ESB 206 | Conferees: Crooks and Lutz Advisors: Robertson, Avery, and Behning |
| ESB 247 | Conferees: L. Lawson and Duncan Advisors: Niezgodski and Saunders |
| ESB 250 | Conferees: Grubb and Gutwein Advisors: Bischoff and Knollman |
| ESB 270 | Conferees: Grubb and Ulmer Advisors: VanHaaften and Cherry |
| ESB 287 | Conferees: Kuzman and Espich Advisors: Mays and Turner |
| ESB 292 | Conferees: Pierce and Lehe Advisors: Oxley, Pelath, Avery, and Richardson |
| ESB 320 | Conferees: Klinker and Frizzell Advisors: Bischoff and Crouch |
| ESB 330 | Conferees: Summers and Noe Advisors: Dickinson and Bell |
| ESB 500 | Conferees: Kuzman and Espich Advisors: Crawford, Borrer, and Turner |
| ESB 502 | Conferees: Kuzman and Espich Advisors: Tyler and Leonard |
| ESB 503 | Conferees: C. Brown and T. Brown Advisors: Kuzman, Reske, Welch, and Ripley |
| ESB 504 | Conferees: C. Brown and T. Brown Advisors: Crawford, V. Smith, Foley, and Walorski |
| ESB 520 | Conferees: VanHaaften and Torr Advisors: L. Lawson, Battles, Turner, and Stutzman |
| ESB 534 | Conferees: Battles and Frizzell Advisors: Kuzman and Koch |
| ESB 566 | Conferees: C. Brown and T. Brown Advisors: E. Harris, Welch, and Dodge |

April 12, 2007

House 1099

ESB 568 Conferees: Kuzman and McClain
 Advisors: Tyler and Buell

On the motion of Representative Bosma, the House adjourned at 4:00 p.m., this twelfth day of April, 2007, until Monday, April 16, 2007, at 1:30 p.m.

B. PATRICK BAUER
Speaker of the House of Representatives

CLINTON McKAY
Principal Clerk of the House of Representatives